

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MARILYN LUCEY,)	Civil Action 04-CV-10800-NG
Plaintiff)	
v.)	
)	
HARTFORD LIFE AND ACCIDENT)	
INSURANCE COMPANY,)	
Defendant)	

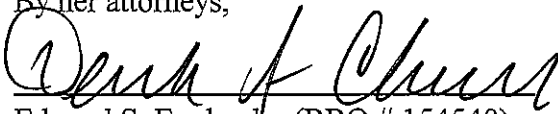
**PLAINTIFF'S REQUEST FOR LEAVE TO FILE A REPLY
TO DEFENDANT'S SUPPLEMENTAL BRIEF REGARDING
RECENT FIRST CIRCUIT OPINION**

Plaintiff Marilyn Lucey hereby requests leave of this Court to submit a reply to Defendant Hartford Life and Accident Insurance Company's Supplemental Brief Regarding The Recent First Circuit Opinion, Establishing Controlling Precedent. Plaintiff's succinct analysis demonstrates that *Orndorf v. Paul Revere Life Insurance Company* 2005 WL 858328 (1st Cir. April 15, 2005) does not render moot Plaintiff's Motion to Define the Proper Scope of the Record for Judicial Review.

Respectfully submitted,
Marilyn Lucey

Date: April 22, 2005

By her attorneys,



Edward S. Englander (BBO # 154540)

Denise A. Chicoine (BBO # 564152)

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CERTIFICATE OF SERVICE

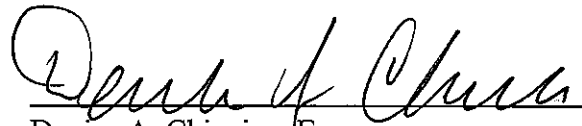
I, Denise A. Chicoine, hereby certify that I served the enclosed

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on counsel of record by sending a true copy of same to:

David B. Crevier, Esq.
Katherine R. Parsons, Esq.
Crevier & Ryan LLP
1500 Main Street, Suite 2020
Springfield, MA 01115-5727

via electronic delivery and first class mail postage pre-paid this twenty-second day of April, 2005.


Denise A. Chicoine, Esq.